

**BOARD OF ISLAND COUNTY COMMISSIONERS MINUTES OF MEETING  
DECEMBER 27, 2010 – REGULAR SESSION**

The Board of Island County Commissioners convened in Regular Session at 11:00 a.m. on December 27, 2010 for a Roundtable with Elected Officials and Appointed Department Heads, held in the Board of County Commissioners Hearing Room, Annex Building, 1 NE 6<sup>th</sup> Street, Coupeville, Washington. Other topics for the Regular Session followed at 2:00 p.m. as shown on the agenda. Helen Price Johnson, Chair, Angie Homola, Member, and John Dean, Member were present.

**ROUNDTABLE WITH ISLAND COUNTY  
ELECTED OFFICIALS AND APPOINTED DEPARTMENT HEADS**  
(Recording Part 1)

**Elected Officials and Appointed Department Heads Attending:**

Melanie Bacon	Jackie Henderson	Dave Mattens – <i>Excused</i>
Greg Banks – <i>Excused</i>	Keith Higman - <i>Excused</i>	Mike Merringer
Robert Bishop – <i>Excused</i>	Angie Homola	Bill Oakes – <i>Excused</i>
Mark Brown	Betty Kemp	Bob Pederson
Cathy Caryl – <i>Excused</i>	Tim Lawrence	Helen Price Johnson
Sheilah Crider – <i>Excused</i>	Elaine Marlow	Linda Riffe - <i>Excused</i>
John Dean		Dan Sherk – <i>Excused</i>
		Patricia Terry – <i>Excused</i>

**Also Attending:**

Commissioner-Elect Kelly Emerson

Together with the monthly departmental roundtable reports by Elected Officials and Appointed Department Heads, other topics of interest included:

**Snow Days and Annual Leave Policy – Safety Committee**

*Presentation by Melanie Bacon – Human Resources Director*

The Safety Committee requested clarification about the use of Annual Leave when people are unable to get to work or are sent home early during snow storms. The group concurred there should be an effort to keep the County Courthouse open until 4:00 p.m. if at all possible during storm days; however, it would be up to the supervisor's discretion whether to let people leave early due to weather. Employees who wish to be paid for the time missed may request to use Annual Leave or accrued comp time.

**Selection of Chair for 2011**

Ms. Bacon will Chair the Roundtable meetings in 2011. Mr. Lawrence will Co-Chair.

*Roundtable adjourned at 11:33 a.m. The next Roundtable is scheduled for January 24, 2011 at 11:00 a.m.*

The Board of Island County Commissioners (including Diking Improvement District #4) met at 2:00 p.m. to consider items contained on the agenda. The meeting began with the Pledge of Allegiance.

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PUBLIC INPUT OR COMMENTS

None

CONSENT AGENDA (*Recording Part 2 @ 1:00*)

*[Documents on file with the Clerk of the Board]*

BY UNANIMOUS MOTION (3-0) the Board approved the following items presented on the Consent Agenda:

Pre-audited bills: \$256,962.04  
 Vouchers: \$273,442.35  
 Electronic funds transfers: \$306.21  
 Minutes: Regular Session: 11/1, 11/8, 11/15, 11/22/10  
               Special Sessions: 11/2, 11/16, 11/23/10  
               Work Sessions: 11/17, 12/1, 12/8/10

Conservation Futures

Agricultural Conservation Easement Deed for Ebey's Reserve Farmland by David Engle to Island County and the Whidbey Camano Land Trust. Amount: \$50,000 (RM-GSA-10-0508)

Human Resources – Personnel Action Authorizations

<u>Department</u>	<u>PAA #</u>	<u>Description</u>	<u>Position #</u>	<u>Action</u>	<u>Eff. Date</u>
Central Services	084/10	IT Technical Lead	704.00	New Position	TBD

Human Services

Request for Exemption from the Competitive Solicitation Procurement Procedure for Mental Health Counseling Services under ICC 2.29.03 (B)(12)

Public Health

- Contract with Herrera Environmental Consultants – Ala Spit Project. Contract for support services for Ala Spit Project permit preparation, site plan preparation, final design and drawing preparation, bid document preparation, and construction assistance; Contract No. HD-09-10; Contract Amount: \$80,405 (RM-HLTH-10-0490)
- Contract with Department of Ecology – Ala Spit Restoration. Contract provides matching funds required by the SRFB Ala Spit Restoration Grant. Contract No. G1100195; Contract Amount \$47,199 (RM-HLTH-10-0526)
- Contract Amendment with Snohomish Health District – Region 3 AIDS 2010. Amendment issued to allow requested budget line item redistribution at no change in contract total. Contract No. HD-03-10(1); Contract Amount \$35,625, Amendment Amount \$-0- (RM-HLTH-10-0488)
- Contract with Department of Ecology – On-site Financial Assistance Grant Program. Provides grant funding for on-site repairs for qualifying individuals. Contract No. G1100175; Contract Amount \$500,000 (RM-HLTH-10-0486)
- Contract Amendment with Department of Ecology – Coordinated Prevention Grant/Solid Waste Program. Amendment supplements solid waste enforcement. Contract No. G1000416, Amendment No. 2; Contract Amount \$94,940, Amendment Amount \$18,988 (RM-HLTH-10-0478)

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- Contract with Department of Ecology – On-site Financial Assistance Loan Program. Provides loan funding for on-site repairs for qualifying individuals. Contract No. L1100002; Contract Amount \$2,000,000 (RM-HLTH-10-0485)

Public Works – County Parks

Purchase Order No. 9363 – Brim Tractor Company; Zero Turn Radius Mower-Model Outlaw 6100; \$6,815.52 (incl. WSST).

WSU Extension

Interagency Agreement between Washington State University Extension and Island County. This agreement provides support for WSU employed personnel. Amount: \$35,230. (RM-WSU-10-333)

REGULAR AGENDA (Recording Part 2 @ 6:48)

*[Documents on file with the Clerk of the Board]*

*Item 26, Amendment 6 to Contract with WAIF and Item 27, Amendment 6 to Contract with CASA added to the Regular Agenda from the Chair's Agenda. Also added to the Regular Agenda at the request of Commissioner Homola is Item 28, Resolution C-112-10 Providing Lump Sum Travel Allowance in Lieu of Actual Expenses to County Commissioners. All three items would be addressed following the public hearings.*

Planning & Community Development

Grant Agreement with Washington State Conservation Commission for Strategic Plan for Agriculture in Island County. Island County, Whidbey Conservation District as administrating entity, with partners from Island County Planning & Community Development, WSU Extension, the Whidbey Camano Land Trust, the Ebey's Landing National Historical Reserve, and Skagit Farmers Supply working collaboratively to develop a countywide plan for a strategic plan process for agriculture as well as create a countywide Farmland Protection Plan. Amount: \$25,000 (RM-PLAN-00-0506)

After Mr. Pederson provided an overview of the grant and recommended approval, dialogue ensued with Board members.

MOVED BY HOMOLA to APPROVE the Grant Agreement with an expressed interest to work collaboratively toward overall preservation of farmland, SECONDED BY DEAN.  
MOTION CARRIED: 3-0

Schedule Public Meeting: CPA 155/04, Oak Harbor Comprehensive Plan Amendment: The Board will consider the Planning Commission's report and recommendation of CPA 155/04 as modified by the Board and schedule for public hearing. Date and Time: April 11, 2011 at 10:20 a.m.

Mr. Pederson presented an account of CPA 155/04, recommending that the Public Meeting take place on April 11, 2011 at 10:20 a.m.

MOVED BY DEAN to SCHEDULE a Public Meeting on CPA 155/04 on April 11, 2011 at 10:20 a.m., SECONDED BY HOMOLA. MOTION CARRIED: 3-0

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**PUBLIC HEARINGS (Recording Part 2 @ 16:40)**

*[Documents on file with the Clerk of the Board]*

At 2:18 p.m. a number of public hearings were opened by the Chair.

**Planning & Community Development**

338/09 OPS, Applicant Paula Keohane requests that 11.92 of her 31.92 acre property, S7350-00-0000A-0, be reclassified from Open Agriculture current-use tax classification to Open Timber current-use tax classification. The property is located on central Whidbey.

Following a presentation by staff and recommendation for approval, Chair Price Johnson opened the floor to public comment. There being none, public comment was closed.

MOVED BY DEAN to APPROVE OPS 338/09, SECONDED BY HOMOLA. MOTION CARRIED: 3-0

186/09 OPS, Applicant Joseph LePla requests that 21.95 of his 25.45 acre property, R32802-475-3100, R32802-475-3900, R32802-510-3100, R32802-510-3900, R32935-017-2930, be admitted into the Open Timber current-use tax classification. The property is located on south Whidbey.

Following a presentation by staff and recommendation for approval, Chair Price Johnson opened the floor to public comment. There being none, public comment was closed.

MOVED BY DEAN to APPROVE OPS 186/09, SECONDED BY HOMOLA. MOTION CARRIED: 3-0

100/09 OPS, Applicant Victor and Sharon Milford requests that 13.21 of his 15.21 acre property, S7135-00-00010-0, S7135-00-00011-0, S7135-00-00014-0, S7135-00-00015-0, be admitted into the Open Timber current-use tax classification. The property is located on central Whidbey

Following a presentation by staff and recommendation for approval, Chair Price Johnson opened the floor to public comment. There being none, public comment was closed.

MOVED BY DEAN to APPROVE OPS 100/09, SECONDED BY HOMOLA. MOTION CARRIED: 3-0

323/09 OPS, Applicants Franna Pitt and Dave Lawniczak requests that all 40 acres of their property, R13216-495-0670 and R13216-428-0670 be reclassified from Open Agriculture current-use tax classification to Public Benefit Rating System (*agenda incorrectly notes "Open Agriculture current-use tax classification to Open Timber current-use tax classification"*). The property is located on north Whidbey.

Following a presentation by staff and recommendation for approval, Chair Price Johnson opened the floor to public comment. There being none, public comment was closed.

MOVED BY HOMOLA to APPROVE OPS 323/09, SECONDED BY DEAN. MOTION CARRIED: 3-0

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335/09 OPS, Applicant Ti Foltz requests that 9 of his 10 acres, R33014-163-2300, be admitted into the Open Timber current-use tax classification. The property is located on south Camano Island.

Following a presentation by staff and recommendation for approval, Chair Price Johnson opened the floor to public comment.

Ti Foltz, Applicant, commented on both OPS 335/09 and OPS 336/09. He said the property is in a sensitive area on Camano where there are serious problems with drinking water, bluff erosion and slides when development occurs in the uplands. Reclassifying the property into Open Timber Forest would benefit not only those in Island County but also the Puget Sound basin by allowing rainfall to slowly provide water to the various aquifers. Developing forests can have serious results. (*Handout provided and on file with the Clerk of the Board*)

Rufus Rose asked about the County's policy requiring that parcels in a deferred tax program be harvested at some point.

The Chair closed public comment and provided an opportunity for Mr. Pederson to answer Mr. Rose's concern.

MOVED BY HOMOLA to APPROVE OPS 335/09, SECONDED BY DEAN. MOTION CARRIED: 3-0

336/09 OPS, Applicant Ti Foltz requests that 21.75 acres of his 25 acre property, R33023-428-3850, R33023-428-3680, R33023-477-3270, and R33023-510-3280, be admitted into the Open Timber current-use tax classification. The property is located on south Camano Island.

After staff indicated there would be no additional remarks from those offered above for 335/09 OPS, the Chair opened the floor to public comment.

*Mr. Foltz's comments in 335/09 OPS above also apply here.*

Gayle Anderson provided petitions in support of Mr. Foltz's applications (*handouts on file with the Clerk of the Board*).

Public comment was closed.

MOVED BY HOMOLA to APPROVE OPS 336/09, SECONDED BY DEAN with comments from the Board. MOTION CARRIED: 3-0

Public Works

Franchise #221R – Public Utility District No. 1 of Snohomish County; renewal of existing franchise covering electrical transmission system for Camano Island (RM-PW-10-437) (PW-1020-082) (Continued from December 20, 2010)

Following presentation and recommendation for approval by staff, the floor was opened to public comment. There being none, public comment was closed.

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MOVED BY DEAN to RENEW Franchise #221R, SECONDED BY HOMOLA. MOTION CARRIED: 3-0

Planning & Community Development (**Recording Part 2 @ 47:30**)

Resolution C-106-10, PLG-11-10 In the Matter of Amending the Planning & Community Development Land Use Permit Fee Schedule

Resolution C-107-10, PLG-12-10 In the Matter of Amending the Planning & Community Development Building Permit Fee Schedule

Mr. Pederson provided an overview of staff's request to amend the Land Use Permit Fee Schedule and Building Permit Fee Schedule.

*Land Use Permit Fee Schedule proposal:*

- Eliminate pre-application fee
- 3% increase to Planning component
- 2% increase to Public Works component
- Health Department component would not change in 2011 with an exception to environmental and reasonable use determinations that were covering less than 50% of the cost in those programs with fee based revenue; therefore, a 25% increase is recommended in this one section of fees.

Land use shortfalls now are coming from current expense, not from permit fees.

*Building Permit Fee Schedule proposal:*

- Recommended 2% across the board

The Chair opened the floor to public comment following clarifying questions from the Board.

Approximately seven people spoke in opposition to the proposed fee increases saying that the timing could not be worse. Every dollar matters in light of the new energy code requirements, increases to workers' compensation rates, unemployment rates, and the fact that the construction industry remains unstable. Instead, the Board should wait to increase fees until the new permit tracking system is in place (*for more accurate data*) and the economy recovers.

The Chair closed public comment.

Mr. Pederson responded to concerns, Board members provided their commentary, and Ms. Marlow spoke in terms of budget impacts.

MOVED BY DEAN to REJECT Resolution C-106-10 (PLG-11-10) and Resolution C-107-10 (PLG-12-10), SECONDED BY PRICE JOHNSON. MOTION CARRIED: 3-0 (*The decision to reject the proposals was unanimous despite the fact that Commissioner Homola agreed out of concern for local builder-related jobs but felt the choice was not fiscally responsible for the County*).

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**Budget (Recording Part 3)**

Resolution C-101-10 Amending the 2010 Island County Budget

Ms. Marlow detailed the amendments to the 2010 Island County Budget after which the Chair opened the floor to public comment.

Rufus Rose asked if departments realized more money in their budgets than actually needed. Ms. Marlow responded that it is too early to know the end results for the year; however, most departments are on target for their budgets.

Public comment was closed.

MOVED BY HOMOLA, SECONDED BY DEAN, to ADOPT Resolution C-101-1.  
MOTION CARRIED: 3-0

**REGULAR AGENDA – RESUMED (Recording Part 3 @ 17:49)**

*[Documents on file with the Clerk of the Board]*

**GSA**

Amendment No. 6 to Contract with Whidbey Animals' Improvement Foundation for animal shelter services on Whidbey Island; Amount: \$48,310.08 annually (RM-GSA-10-0554)

Amendment No. 6 to Contract with Camano Animal Shelter Association for animal shelter services on Camano Island; Amount: \$25,397.28 annually (RM-GSA-10-0555)

Ms. Kemp introduced the contracts. Both agreements reflect a 5% decrease in funding from previous years and more clearly delineate the County's five-day responsibility.

MOVED BY DEAN to APPROVE Amendment No. 6 to the Contract with Whidbey Animals' Improvement Foundation and Amendment No. 6 to the Contract with the Camano Animal Shelter Association, SECONDED BY HOMOLA with comments. MOTION CARRIED: 3-0 (*Commissioner Homola will, next year, work with the shelters in terms of the adoption process. Also addressed will be on-line licensing for additional revenue and streamlining of code changes*)

**Commissioners**

Resolution C-112-10 Providing Lump Sum Travel Allowance in Lieu of Actual Expenses to County Commissioners

Commissioner Homola presented her suggestion to the Board that effective January 1, 2011, the \$700 per month travel expense stipend (previously suspended temporarily by Resolution C-154-09 until December 31, 2010) be temporarily reduced to \$300 per month until December 31, 2011. Ms. Marlow provided comment in terms of the County policy with respect to travel and budget.

MOVED BY HOMOLA, SECONDED BY DEAN, to ADOPT Resolution C-112-10.  
MOTION CARRIED: 3-0

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COMMISSIONERS COMMENTS & ANNOUNCEMENTS (*Recording Part 3 @ 29:10*)

Commissioner Homola

- Letter of support to U.S. and State Representatives for the P-8A Poseiden (*will take the place of the P-3 Orion*). By unanimous motion the Board agreed to authorize the Chair to sign the letter once completed.
- Thank you to Commissioner Dean for his professionalism and years of service.

Chair Price Johnson

- Shared a positive letter she received from a member of the community about his experience interfacing with the County.

There being no further business to come before the Board the meeting adjourned at 4:35 p.m. The Board will meet next in Regular Session on January 3, 2011 beginning at 10:00 a.m.

BOARD OF COUNTY COMMISSIONERS  
ISLAND COUNTY, WASHINGTON

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Helen Price Johnson, Chair

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Angie Homola, Member

*[John Dean, Member: Absent when signed]*

ATTEST:

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Elaine Marlow, Clerk of the Board